

THE HONORABLE ROBERT S. LASNIK

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BRUCE KEITHLY, DONOVAN LEE, and)
EDITH ANNA CRAMER, Individually and on)
Behalf of all Others Similarly Situated,)
)
Plaintiff,)
)
v.)
)
INTELIUS, INC., A Delaware Corporation; and)
INTELIUS SALES, LLC, A Nevada Limited)
Liability Company,)
)
Defendants.)

No. C09-1485RSL

DECLARATION OF MARK A. GRIFFIN
IN SUPPORT OF PLAINTIFFS'
OPPOSITION TO DEFENDANTS'
MOTION FOR (1) TEMPORARY STAY
OF DISCOVERY AND (2)
CONDITIONAL REQUEST FOR
BIFURCATION OF DISCOVERY

Pursuant to 28 U.S.C. § 1746, I, Mark A. Griffin, declare as follows:

1. I am Counsel representing the Plaintiff Class in this matter and am licensed to practice in this State. I make this Declaration based on personal knowledge and am competent to testify to the matters set forth herein.

2. On April 23, 2010, my co-counsel, Karin Swope, and I conducted a Rule 37 conference by telephone with Chris Wion, one of the attorneys representing Defendant in this matter. At the beginning of this conference, I asked Mr. Wion why his client had not told the Court that they wanted a stay of discovery pending the Court's ruling on their motion to dismiss in the Joint Status Report. He did not provide any explanation other than to say that the decision was "not strategic."

Dated this 10th day of May, 2010 at Seattle, Washington.

DECLARATION OF MARK A. GRIFFIN IN OPPOSITION
TO PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION
FOR (1) TEMPORARY STAY OF DISCOVERY AND (2)
CONDITIONAL REQUEST FOR BIFURCATION OF DISCOVERY
(No. 09-cv-00045 RAJ) Page - 2

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CERTIFICATE OF SERVICE

I hereby certify that on May 10, 2010, I caused to be served a true and correct copy of the DECLARATION OF MARK A. GRIFFIN IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR (1) TEMPORARY STAY OF DISCOVERY AND (2) CONDITIONAL REQUEST FOR BIFURCATION OF DISCOVERY on the following recipients via the method indicated:

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*Attorneys for Intelius, Inc and
Intelius Sales, LLC*

DATED this 10th day of May, 2010.

/s/ Mark A. Griffin
Mark A. Griffin